IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT:-

THE HONOURABLE THE CHIEF JUSTICE MR.H.L.DATTU
&
THE HONOURABLE MR. JUSTICE K.T.SANKARAN

FRIDAY, THE 20TH JULY 2007 / 29TH ASHADHA 1929

W.A.No.1785 of 2007

AGAINST THE JUDGEMENT IN W.P.(C).NO.22165/2007 DATED 18.7.2007

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APPELLANTS: PETITIONERS:-

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1. DHANYA T.R., D/O. T.C.RAMAN,
   AGED 21, THAMARACHIRA (HOUSE), KENICHIRA P.O.,
   WAYANAD DISTRICT.

2. FEIZAL A.N., S/O. ABDUL NAAZAR,
   AGED 22, FEBIZAL VILLA, ADINADU SOUTH,
   KAATHIL KADAVU P.O., KARUNAGAPPALLY.

3. NASREEM VALUGOTHI, S/O. MOOSA T.,
   AGED 21, VAKGATHI HOUSE, BADA, MIXICOI ISLAND, LAKSHADWEEP.

4. SUSHMITA DAS, D/O. B.N.DAS,
   AGED 20, ANCOFED, PROBLAIR, ANDAMAN & NICOBAR ISLANDS.

5. NISHANTH B., S/O.K.P.BHAGAVAD SINGH,
   AGED 21, SOUTH PARK APPARTMENTS,THRISSUR DISTRICT.

BY ADV. SRI.S.SREEKUMAR
SRI.P.MARTIN JOSE

RESPONDENTS: RESPONDENTS:-

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1. STATE OF KERALA,
   REPRESENTED BY ITS SECRETARY,
   HEALTH AND FAMILY WELFARE DEPARTMENT, TRIVANDRUM.

2. THE CALICUT UNIVERSITY,
   REPRESENTED BY ITS REGISTRAR,CALICUT UNIVERSITY P.O., CALICUT.

3. THE CONTROLLER OF EXAMINATION,
   CALICUT UNIVERSITY P.O., CALICUT.

4. THE PRINCIPAL,
   GOVERNMENT MEDICAL COLLEGE, THRISSUR.

R1 & R4 BY SENIOR GOVERNMENT PLEADER SMT.MEERA.
R2 & R3 BY STANDING COUNSEL SRI.P.C.SASIDHARAN.

THIS WRIT APPEAL HAVING COME UP FOR ADMISSION ON 20/07/2007, THE COURT ON THE SAME DAY DELIVERED THE FOLLOWING:

H.L.Dattu,C.J. & K.T.Sankaran,J.

W.A.No.1785 of 2007

Dated, this the 20th day of July, 2007

JUDGMENT

H.L.Dattu,C.J.

This appeal arises out of the order passed by the learned Single Judge in W.P.(C).No.22165 of 2007 dated 18th July, 2007.

(2) Repeater cannot sit for the examination which is being held for the regulars. Therefore, a distinction is made between a repeater and a regular. That distinction has been kept in mind by the learned Single while passing the impugned order. We do not find any illegality in the order passed by the learned Single Judge which would call for our interference in appeal. Therefore the Writ Appeal requires to be rejected and it is rejected.

Ordered accordingly.

H.L.Dattu
Chief Justice

K.T.Sankaran
Judge

vku/-